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PEES et al.

Serial No.: 10/615,352
Atty Docket: AM 100187-02

- *Submission*
- *Information Disclosure Citation (PTO-1449)*
- *2 attachments*

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IN RE APPLICATION

ATTY. DOCKET: AM100187-02

OF: PEES ET AL.

CONFIRMATION No.: 8901

SERIAL No. 10/615,352

GROUP ART UNIT: 1624

FILED: JULY 09, 2003

EXAMINER: D. R. RAO

FOR: FUNGICIDAL 5-PHENYL SUBSTITUTED 2-(CYANOAMINO) PYRIMI-
DINES

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Honorable Commissioner
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S U B M I S S I O N

Sir:

The above identified application was allowed on April 21, 2005,
and the Issue Fee and the Publication Fee were paid by applicants on
July 21, 2005.

For completeness sake, it is respectfully requested that the en-
closed copy of the Search Report which issued in the European coun-
terpart application on August 04, 2005, and the enclosed form
PTO-1449 be entered into the U.S. PTO's records of the above identi-
fied application.

The document enumerated as (AA) in the enclosed form PTO-1449 was
brought to applicants' attention by the enclosed European Search Re-
port. The respective reference is, however, deemed to be no more than
technical background art.

The claims which were allowed in the above identified application
are exclusively drawn to a process in which the pyrimidine (I) is
prepared by treating a triazolopyrimidine (II) with a base and with
an alkylating agent (III). document (AA) describes triazolopyrimidines
with fungicidal activity. The respective fungicides are, according to

Serial No. 10/615,352

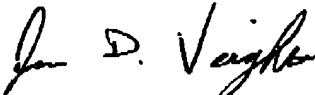
PEES et al.

AM100187-02

document (AA), prepared by a process which does not comprise a step which is similar to the process claimed in the current application, and also does not contain information which could reasonably be taken to suggest or imply the particularities of the claimed process. Essentially, the document (AA) merely further corroborates that triazolopyrimidines such as the starting materials of formula (II) which are employed in applicants' process are known in the art.¹⁾

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees, to Deposit Account No. 14.1437. Please credit any excess fees to such deposit account.

Respectfully submitted,
NOVAK DRUCE DELUCA & QUIGG, LLP


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Encl.: European Search Report
Form PTO-1449

JDV/BAS

1) Cf. for example, page 3, indicated lines 6 and 7, of the application.

Sheet 1 of 1

Form PTO-1449

**INFORMATION DISCLOSURE CITATION
IN AN APPLICATION**

(use covers) sheets if necessary

DOCKET NUMBER:

AM100187-02

APPLICATION NUMBER:

10/615,352

APPLICANT:

PEES et al.

CONFIRMATION NUMBER:

8901

FILING DATE:

July 09, 2003

GROUP ART UNIT:

1624**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
A						
B						
C						
D						
E						
F						
G						
H						
I						
J						
K						
L						
M						

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	NAME	TRANSLATION	
					YES	NO
AA	EP 0 613 900	09/94	Europe	Pees		n/a
AB						
AC						
AD						
AE						
AF						

OTHER DOCUMENTS

EXAMINER INITIAL	AUTHOR	DOCUMENT
BA		
BB		
BC		
BD		
BE		
BF		

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

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